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UNITED STATES DISTRICT COURT
NORTHERN DISTRICT OF CALIFORNIA
SAN FRANCISCO DIVISION

29 ABBOTT DIABETES CARE INC. and
30 ABBOTT LABORATORIES,

31 Plaintiffs,

32 v.

33 ROCHE DIAGNOSTICS CORP., and BAYER
34 HEALTHCARE LLC,

35 Defendants.

Case No. C05-03117 MJJ

**ADMINISTRATIVE MOTION TO
REMOVE INCORRECTLY FILED
DOCUMENTS AND [PROPOSED]
ORDER**

1 PLEASE TAKE NOTICE that Defendant Bayer Healthcare LLC ("Bayer") hereby
2 requests that the following document be removed from the Court's Electronic Case Filing system:
3 Exhibit H attached to the Declaration of Jonathan Froemel in Support of Defendants' Motion to
4 Compel Production of Documents and Deposition Testimony ("Exhibit H").

5 Exhibit H was electronically filed on March 26, 2007. On March 27, Bayer promptly
6 informed the Court's staff that the document was intended to be filed under seal. A lock has been
7 placed on the document to prevent access to the document by the public. Pursuant to the Court's
8 guidance on electronic filing, Bayer hereby requests that the document be removed from the
9 electronic filing system and filed under seal.

10 Dated: 3/27/2007

RACHEL KREVANS
WESLEY E. OVERSON
MARCELO GUERRA
MORRISON & FOERSTER LLP

13 By: /s/ Marcelo Guerra

14 Rachel Krevans
15 Wesley Overson
16 Marcelo Guerra

17 Attorneys for Defendant
18 BAYER HEALTHCARE LLC

19 Having considered Defendants' Administrative Motion, and good cause appearing thereof,
20 Defendants' Motion is GRANTED.

21 IT IS HEREBY ORDERED that the following documents shall be removed from the
22 Court's Electronic Filing System: Exhibit H attached to the Declaration of Jonathan Froemel in
23 Support of Defendants' Motion to Compel Production of Documents and Deposition Testimony.

24 Dated: 3/28/07

Bernard Zimmerman
Bernard Zimmerman
United States Magistrate Judge
30 March 07

25 The Honorable Bernard Zimmerman
United States District Court Judge

See Order Denying Sealing Order